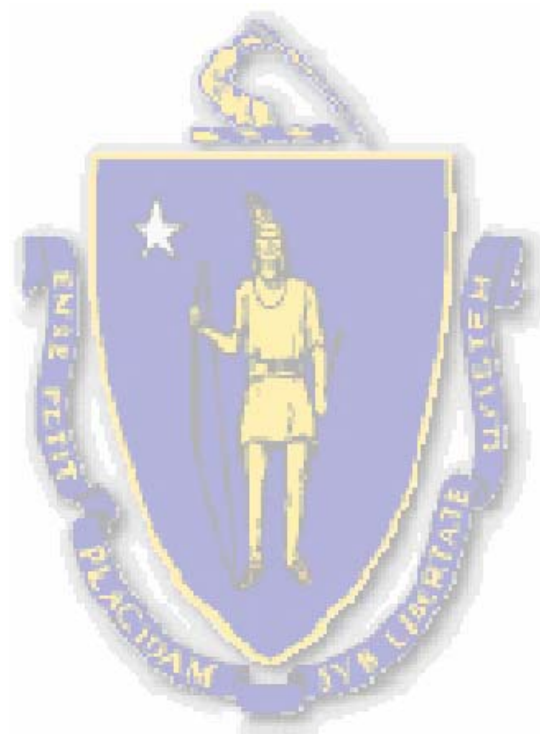


# Quarterly Report on the Status of Prison Overcrowding, Fourth Quarter 2005

Massachusetts Department of Correction  
Submitted in Compliance with Chapter 799  
Section 21 of the Acts of 1985



**Mitt Romney**  
*Governor*

**Kerry Healey**  
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*Commissioner*

January 2006

# 2005 Fourth Quarter Report

**S**ection Twenty-one of Chapter 799 of the Acts of 1985 directs the Commissioner of Correction to report quarterly on the status of overcrowding in state and county facilities. This statute calls for the following information:

**Such report shall include, by facility, the average daily census for the period of the report and the actual census on the first and last days of the report period. Said report shall also contain such information for the previous twelve months and a comparison to the rated capacity of such facility.**

This report presents the required statistics for the fourth quarter of 2005.

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This report prepared by Pamela McLaughlin, of the Research and Planning Division, is based on daily count sheets.

## 2005 Fourth Quarter Report

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## Technical Notes, 1996 to Present<sup>1</sup>

- The official capacity or custody level designation for each facility can change for a number of reasons, e.g. expansion of facility beds, decrease of facility beds due to fire, or changes in contracts with vendors. In all tables the capacity and custody level reflects the status at the end of the reporting period. The design capacity is reported for correctional facilities in Tables 1 through 6.
- Due to changes in the Massachusetts General Law, DOC consolidated one unit at the Bridgewater Treatment Center and back-filled with general population inmates. These design capacity beds were placed on-line November 8, 1996 and first appeared on the November 12, 1996 daily count sheet. Three hundred additional beds were placed on-line during the third quarter of 1997.
- Where relevant, the population figures for all facilities include both male and female inmates except as shown at Lancaster.
- State inmates housed in the Hampshire County contract program are included in the county population tables, as are all other state inmates housed in county facilities.
- Beginning with the second quarter of 1998 quarterly report, the following county correctional facilities are presented individually: Bristol Dartmouth, Bristol Ash Street, David R. Nelson Correctional Addiction Center, and Bristol Pre-Release in Bristol County; Essex Middleton and Essex Lawrence Correctional Alternative Center in Essex County; Middlesex Cambridge and Middlesex Billerica in Middlesex County; Norfolk Braintree, Norfolk Dedham, and Norfolk Contract in Norfolk County. Beginning with the third quarter of 1998 report, facilities for Suffolk and Hampden counties are presented individually.
- Nashua Street inmates housed at other facilities are reported in the counts for the facilities in which they are in custody.
- On October 22, 1997, Eastern Massachusetts Correctional Alcohol Center (EMCAC) was renamed the David R. Nelson Correctional Addiction Center (DRNCAC).
- On May 18, 2000, the Braintree Alternative Center was temporarily closed for renovations by the Norfolk County Sheriff's Office. All inmates were transferred to the minimum security Pre-Release Center in Dedham.
- As of September 15, 2000, Longwood Treatment Center, male population, was moved to the Massachusetts Boot Camp and the women were transferred to facilities housing female populations.
- As of September 22, 2000, Massachusetts Boot Camp no longer holds any medium security inmates.
- Due to DOC policy modification, the security level of Boston State Pre-Release was changed from Security Level 2 to Security Level 3/2 during the third quarter of 2001.
- P.P.R.E.P. was closed effective July 26, 2001.
- Charlotte House was closed effective November 9, 2001.
- Effective November 16, 2001, NCCI-Gardner added 30 beds to Security Level 3, per policy 101.
- May 20, 2002, NECC changed from a Security Level 3 to Level 3/2. The design capacity for Security Level 3 is 62, and for Security Level 2 the design capacity is 88.

## Technical Notes, Continued

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- May 20, 2002, Pondville changed from a Security Level 3 to Level 3/2 with a design capacity of 100.
  - June 10, 2002, South Middlesex Correctional Center changed to a facility for female offenders.
  - June 22, 2002, Old Colony Correctional Center added a Level 3 housing unit. The design capacity for Security Level 5 is 480 and for Security Level 3 the design capacity is 100.
  - On June 30, 2002, the following facilities were closed. SECC (Medium), Hodder Cottage @ Framingham, MCI-Lancaster, The Massachusetts Boot Camp and the Addiction Center @SECC.
  - As of July 1, 2002, the Massachusetts Boot Camp was renamed the Massachusetts Alcohol and Substance Abuse Center (MASAC). Within MASAC is the Longwood Treatment Center Program, relocated on September 15, 2000. This program serves individuals incarcerated for operating under the influence of alcohol. Because the inmates are predominantly county sentenced inmates, the inmate count and bed capacity is also included in Tables 3 and 4.
  - The Treatment Center includes both civil and criminal populations.
  - As of April 5, 2002, Norfolk County no longer has any contract beds, all inmates are now held at the Norfolk County House of Correction.
  - As of April 5, 2002, Bristol County closed the Pre-Release facility and moved inmates to Bristol County House of Correction.
  - As of July 1, 2002, two housing units remain open at MCI-Shirley Minimum with a design capacity of 92.
  - Within MASAC, The Longwood Treatment Center Program was terminated on July 1, 2003. The last inmate to leave the facility was on September 8, 2003.
  - On past Quarterly Overcrowding Reports, NCCI-Gardner (Minimum) was inadvertently shown under Security Level 3/2 instead of Level 3. This problem has been rectified.
  - Effective February 5, 2004, Boston State Pre-Release Center had a change in design capacity. The new capacity is 150. 100 beds are Pre-Release and 50 beds are Minimum.
  - Within MCI-Shirley is a 13 bed unit called the Assisted Daily Living Unit, which opened on February 22, 2005. It serves to house inmates who require assistance with activities of daily living (e.g., hygiene, eating, ambulating, etc.), but whose regular medical needs are treated on an out-patient basis.
  - Houston House program will now be known as Women and Children's Program (WCP).
-

- On April 18, 1995, new security level designations were established according to 103 DOC 101 Correctional Institutions/Custody Levels policy which states

**Custody Levels:**

- **Level One.** The least restrictive in the department and is reserved only for those inmates who are at the end of their sentence and have been identified as posing little to no threat to the community. Supervision is minimal and indirect.

- **Level Two.** A custody level in which both design/construction as well as inmate classification reflect the goal of restoring to the inmate maximum responsibility and control of their own behavior and actions prior to their release. Direct supervision of these inmates is not required, but intermittent observation may be appropriate under certain conditions. Inmates within this level may be permitted to access the community unescorted to participate in programming to include, but not limited to, work release, educational release, etc.

- **Level Three.** A custody level in which both the design/construction as well as inmate classification reflect the goal of returning to the inmate a greater sense of personal responsibility and autonomy while still providing for supervision and monitoring of behavior and activity. Inmates within this security level are not considered a serious risk to the safety of staff, inmates or to the public. Program participation is mandated and geared toward their potential reintegration into the community. Access to the community is limited and under constant direct staff supervision.

- **Level Four.** A custody level in which both the design/construction as well as inmate classification, reflect the goal of restoring to the inmate some degree of responsibility and control of their own behavior and actions, while still insuring the safety of staff and inmates. Design/construction is generally characterized by high security parameters and limited use of internal physical barriers. Inmates at this level have demonstrated the ability to abide by rules and regulations and require intermittent supervision. However, behavior in the community, i.e., criminal sentence and/or the presence of serious outstanding legal matters, indicate the need for some control and for segregation from the community. Job and program opportunities exist for all inmates within the perimeter of the facility.

- **Level Five.** A custody level in which design/construction as well as inmate classification reflect the need to provide maximum external and internal control and supervision of inmates. Inmates accorded to this status may present an escape risk or pose a threat to other inmates, staff, or the orderly running of the institution, however, at a lesser degree than those at level 6. Supervision remains constant and direct. Through an inmates willingness to comply with institutional rules and regulations, increased job and program opportunities exist.

- **Level Six.** A custody level in which both design/construction as well as inmate classification reflect the need to provide maximum external and internal control and supervision of inmates primarily through the use of high security parameters and extensive use of internal physical barriers and check points. Inmates accorded this status present serious escape risks or pose serious threats to themselves, to other inmates, to staff, or the orderly running of the institution. Supervision of inmates is direct and constant.

## Abbreviations

AC	Addiction Center	NCCI	North Central Correctional Institution at Gardner
ADP	Average Daily Population	OCCC	Old Colony Correctional Center
ATU	Awaiting Trial Unit	OUI	Operating Under the Influence
CRS	Contract Residential Services Includes Charlotte House, and Houston House	PPREP	Pre-Parole Residential Environmental Phase Program
DDU	Departmental Disciplinary Unit	PRC	Pre-Release Center
DOC	Department of Correction	SBCC	Souza-Baranowski Correctional Center
DRNCAC	David R. Nelson Correctional Addiction Center	SECC	Southeastern Correctional Center
DSU	Departmental Segregation Unit	SDPTC	Sexually Dangerous Person Treatment Center
HOC	House Of Correction	SMCC	South Middlesex Correctional Center(formerly SMPRC)
LCAC	Lawrence Correctional Alternative Center	SH	State Hospital
MASAC	Massachusetts Alcohol and Substance Abuse Center	TC	Treatment Center
NECC	Northeastern Correctional Center		

**Table 1 provides the DOC figures for the fourth quarter of 2005.** As this table indicates, the DOC population (excluding inmates at Bridgewater SH, TC and civil commitments at the Massachusetts Alcohol and Substance Abuse Center) decreased by five inmates, from the first day of the fourth quarter to the last day of the quarter. At the end of the quarter, the DOC operated with 9,188 inmates in the system, and the average daily population was 9,163 with a design capacity of 6,754. Thus, the DOC operated at 136 percent of design capacity.

**Population in DOC Facilities, October 3, 2005 to December 27, 2005**

<b>Custody Level/Facility</b>	<b>Avg. Daily Population</b>	<b>Beginning Population</b>	<b>Ending Population</b>	<b>Design Capacity</b>	<b>% ADP Capacity</b>
<b>Custody Level 6</b>					
Cedar Junction	552	577	538	633	87%
SBCC	1,023	1,017	1,016	1,024	100%
Framingham –ATU	211	210	193	64	330%
<b>Custody Level 5</b>					
OCCC	721	709	731	480	150%
<b>Custody Level 4</b>					
Bay State	294	296	294	266	111%
Concord	1,271	1,289	1,310	614	207%
Framingham	461	470	465	388	119%
Norfolk	1,453	1,434	1,465	1,084	134%
Shirley-Medium	1,095	1,099	1,102	720	152%
NCCI	966	961	966	568	170%
<b>Sub-Total</b>	<b>8,047</b>	<b>8,062</b>	<b>8,080</b>	<b>5,841</b>	<b>138%</b>
<b>Custody Level 3</b>					
NCCI	30	30	28	30	100%
Plymouth	149	147	150	151	99%
Shirley Minimum	97	99	100	92	105%
OCCC Minimum	107	101	107	100	107%
<b>Custody Level 3/2</b>					
Boston State	147	150	143	150	98%
NECC	258	263	257	150	172%
Pondville	193	194	191	100	193%
SMCC	130	140	128	125	104%
<b>Sub-Total</b>	<b>1,111</b>	<b>1,124</b>	<b>1,104</b>	<b>898</b>	<b>124%</b>
<b>Custody Level 1</b>					
Women and Children's Program	5	7	4	15	33%
<b>Sub-Total</b>	<b>5</b>	<b>7</b>	<b>4</b>	<b>15</b>	<b>33%</b>
<b>Total</b>	<b>9,163</b>	<b>9,193</b>	<b>9,188</b>	<b>6,754</b>	<b>136%</b>
<b>Custody Level 4</b>					
State Hospital@Bridgewater	360	334	370	227	159%
Treatment Center	635	642	632	561	113%
<b>Custody Level 3</b>					
MASAC	167	194	160	236	71%
<b>Sub-Total</b>	<b>1,162</b>	<b>1,170</b>	<b>1,162</b>	<b>1,024</b>	<b>113%</b>
<b>Grand Total</b>	<b>10,325</b>	<b>10,392</b>	<b>10,385</b>	<b>7,778</b>	<b>133%</b>
Houses of Correction	361	353	354	n.a.	n.a.
Federal Prisons	5	5	5	n.a.	n.a.
Inter-State Contract	60	66	64	n.a.	n.a.

*See Technical Notes, pp.4-6, for information regarding design capacity, custody level designations, facility closings or name changes relevant to this report time period.*

**Table 2 provides the DOC figures for the previous twelve months – i.e., for the period October 4, 2004 to September 26, 2005.** These figures indicate that the DOC population increased by 327 inmates, or four percent, over this twelve-month period (excluding inmates at Bridgewater SH, TC and civil commitments at the Massachusetts Alcohol and Substance Abuse Center), from 8,814 in October 2004 and 9,141 in September 2005.

**Population in DOC Facilities, October 4, 2004 to September 26, 2005**

<b>Custody Level/Facility</b>	<b>Avg. Daily Population</b>	<b>Beginning Population</b>	<b>Ending Population</b>	<b>Design Capacity</b>	<b>% ADP Capacity</b>
<b>Custody Level 6</b>					
Cedar Junction	599	584	577	633	95%
SBCC	1,001	976	1,022	1,024	98%
Framingham –ATU	197	219	214	64	308%
<b>Custody Level 5</b>					
OCCC	696	748	709	480	145%
<b>Custody Level 4</b>					
Bay State	291	294	296	266	109%
Concord	1,122	1,127	1,228	614	183%
Framingham	459	454	456	388	118%
Norfolk	1,429	1,416	1,443	1,084	132%
Shirley-Medium	1,079	1,075	1,098	720	150%
NCCI	958	963	961	568	169%
<b>Sub-Total</b>	<b>7,831</b>	<b>7,856</b>	<b>8,004</b>	<b>5,841</b>	<b>134%</b>
<b>Custody Level 3</b>					
NCCI	30	30	30	30	100%
Plymouth	150	151	150	151	99%
Shirley Minimum	55	46	100	92	60%
OCCC Minimum	107	101	105	100	107%
<b>Custody Level 3/2</b>					
Boston State	107	97	146	150	71%
NECC	257	237	263	150	171%
Pondville	193	190	196	100	193%
SMCC	124	100	140	125	99%
<b>Sub-Total</b>	<b>1,023</b>	<b>952</b>	<b>1,130</b>	<b>898</b>	<b>114%</b>
<b>Custody Level 1</b>					
Houston House	7	6	7	15	47%
<b>Sub-Total</b>	<b>7</b>	<b>6</b>	<b>7</b>	<b>15</b>	<b>47%</b>
<b>Total</b>	<b>8,861</b>	<b>8,814</b>	<b>9,141</b>	<b>6,754</b>	<b>131%</b>
<b>Custody Level 4</b>					
State Hospital@Bridgewater	337	332	333	227	148%
Treatment Center	630	609	644	561	112%
<b>Custody Level 3</b>					
MASAC	179	199	202	236	76%
<b>Sub-Total</b>	<b>1,146</b>	<b>1,140</b>	<b>1,179</b>	<b>1,024</b>	<b>112%</b>
<b>Grand Total</b>	<b>10,007</b>	<b>9,954</b>	<b>10,320</b>	<b>7,778</b>	<b>129%</b>
Houses of Correction	325	328	358	n.a.	n.a.
Federal Prisons	6	5	5	n.a.	n.a.
Inter-State Contract	66	68	66	n.a.	n.a.

*See Technical Notes, pp.4-6, for information regarding design capacity, custody level designations, facility closings or name changes relevant to this report time period.*



**Table 3 presents the county figures for the fourth quarter of 2005.** The county population decreased by 471 inmates, or four percent, from the first day of the fourth quarter to the last day of the quarter. At the end of the quarter, the county system operated with 12,796 inmates, with an average daily population of 13,195 in facilities with a total design capacity of 8,022. Thus, the county system operated at 164 percent of design capacity.

**Population in County Correctional Facilities by County,  
October 3, 2005 to December 27, 2005**

<b>Facility</b>	<b>Avg. Daily Population</b>	<b>Beginning Population</b>	<b>Ending Population</b>	<b>Design Capacity</b>	<b>% ADP Capacity</b>
Barnstable	425	434	410	110	386%
Berkshire	350	350	328	116	302%
Bristol	1,275	1,292	1,247	610	209%
Dukes	25	23	25	19	132%
Essex	1,512	1,530	1,450	635	238%
Franklin	181	179	173	63	287%
Hampden	2,056	2,078	1,988	1,303	158%
Hampshire	263	278	254	248	106%
Middlesex	1,222	1,212	1,163	1,035	118%
Norfolk	649	631	648	354	183%
Plymouth	1,552	1,546	1,524	1,140	136%
Suffolk	2,306	2,360	2,225	1,599	144%
Worcester	1,379	1,354	1,361	790	175%
<b>Total</b>	<b>13,195</b>	<b>13,267</b>	<b>12,796</b>	<b>8,022</b>	<b>164%</b>

**Table 4 presents the county figures for the fourth quarter of 2005.** The following table presents a breakdown of multi-facility counties, by facility.

**Population in County Correctional Facilities by Facility,  
October 3, 2005 to December 27, 2005**

<b>Facility</b>	<b>Avg. Daily Population</b>	<b>Beginning Population</b>	<b>Ending Population</b>	<b>Design Capacity</b>	<b>% ADP Capacity</b>
<b>Bristol County</b>					
Bristol Ash Street	190	193	180	206	92%
Bristol Dartmouth	1,085	1,099	1,067	304	357%
Bristol DRNCAC	-	-	-	100	n.a.
<b>Essex County</b>					
Essex Middleton	1,186	1,192	1,139	500	237%
Essex LCAC	326	338	311	135	241%
<b>Hampden County</b>					
Hampden	1,884	1,903	1,817	1,178	160%
Hampden OUI	172	175	171	125	138%
<b>Middlesex County</b>					
Middlesex Cambridge	332	322	311	161	206%
Middlesex Billerica	890	890	852	874	102%
<b>Norfolk County</b>					
Norfolk Dedham	649	631	648	302	215%
Norfolk Braintree	-	-	-	52	n.a.
<b>Suffolk County</b>					
Suffolk Nashua Street	641	677	603	453	142%
Suffolk South Bay	1,665	1,683	1,622	1,146	145%

*See Technical Notes, pp.4-6, for information regarding design capacity, custody level designations, facility closings or name changes relevant to this report time period.*

**Table 5 presents the county figures for the previous twelve months.** These figures indicate that the county population increased by 460 inmates, or four percent, over this twelve-month period, from 12,776 in October 2004, to 13,236 in September 2005.

**Population in County Correctional Facilities by County,  
October 4, 2004 to September 26, 2005**

<b>Facility</b>	<b>Avg. Daily Population</b>	<b>Beginning Population</b>	<b>Ending Population</b>	<b>Design Capacity</b>	<b>% ADP Capacity</b>
Barnstable	376	318	433	110	342%
Berkshire	330	336	344	116	284%
Bristol	1,235	1,272	1,280	610	202%
Dukes	28	21	29	19	147%
Essex	1,448	1,426	1,529	635	228%
Franklin	180	173	191	63	286%
Hampden	1,887	1,871	2,061	1,303	145%
Hampshire	270	283	283	248	109%
Middlesex	1,163	1,240	1,219	1,035	112%
Norfolk	581	565	651	354	164%
Plymouth	1,500	1,533	1,535	1,140	132%
Suffolk	2,348	2,432	2,333	1,599	147%
Worcester	1,318	1,306	1,348	790	167%
<b>Total</b>	<b>12,664</b>	<b>12,776</b>	<b>13,236</b>	<b>8,022</b>	<b>158%</b>

**Table 6 presents the county figures for the previous twelve months.** The following table presents a breakdown of multi-facility counties, by facility.

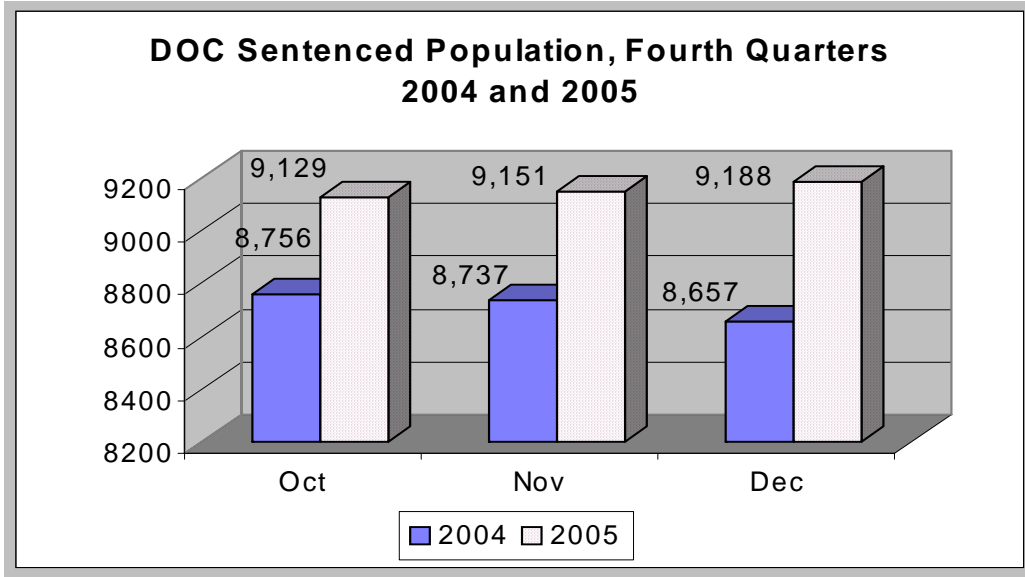
**Population in County Correctional Facilities by Facility,  
October 4, 2004 to September 26, 2005**

<b>Facility</b>	<b>Avg. Daily Population</b>	<b>Beginning Population</b>	<b>Ending Population</b>	<b>Design Capacity</b>	<b>% ADP Capacity</b>
<b>Bristol County</b>					
Bristol Ash Street	191	209	184	206	93%
Bristol Dartmouth	1,044	1,063	1,096	304	343%
Bristol DRNCAC	-	-	-	100	n.a.
<b>Essex County</b>					
Essex Middleton	1,124	1,105	1,208	500	225%
Essex LCAC	324	321	321	135	240%
<b>Hampden County</b>					
Hampden	1,714	1,699	1,887	1,178	146%
Hampden-OUI	173	172	174	125	138%
<b>Middlesex County</b>					
Middlesex Cambridge	313	373	335	161	194%
Middlesex Billerica	850	867	884	874	97%
<b>Norfolk County</b>					
Norfolk Dedham	581	565	651	302	192%
Norfolk Braintree	-	-	-	52	n.a.
<b>Suffolk County</b>					
Suffolk Nashua Street	646	673	694	453	143%
Suffolk South Bay	1,702	1,759	1,639	1,146	149%

*See Technical Notes, pp.4-6, for information regarding design capacity, custody level designations, facility closings or name changes relevant to this report time period.*

**Figure 1**

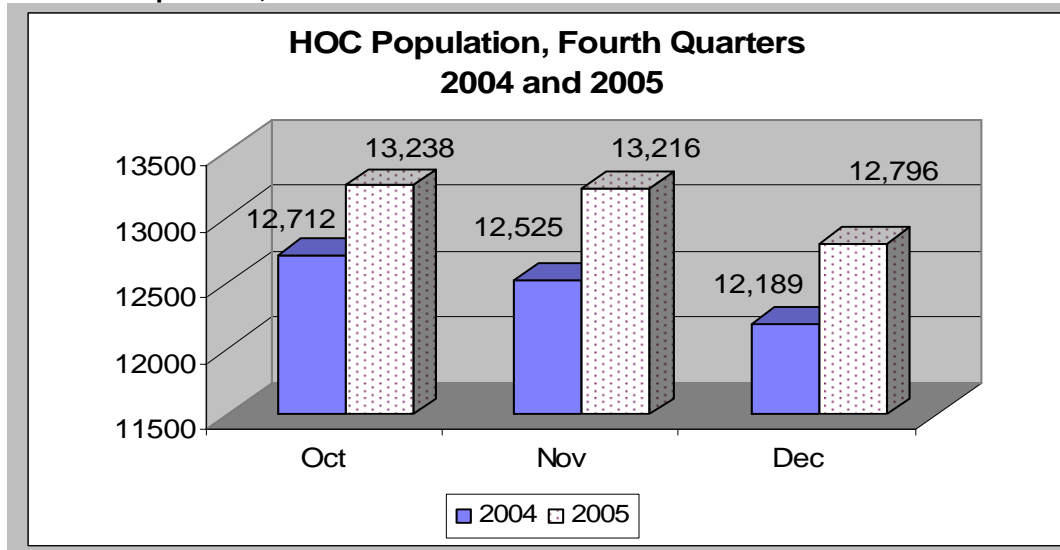
**DOC Sentenced Population, Fourth Quarters of 2004 and 2005**



The graph above compares the DOC sentenced population for the fourth quarter in 2005 to the fourth quarter in 2004, by month. For October 2005, the DOC population increased by 373 inmates, or four percent, compared to October 2004; for November 2005, the population increased by 414 inmates, or five percent; and for December 2005 the population increased by 531 inmates, or six percent.

**Figure 2**

**HOC Population, Fourth Quarters of 2004 and 2005**



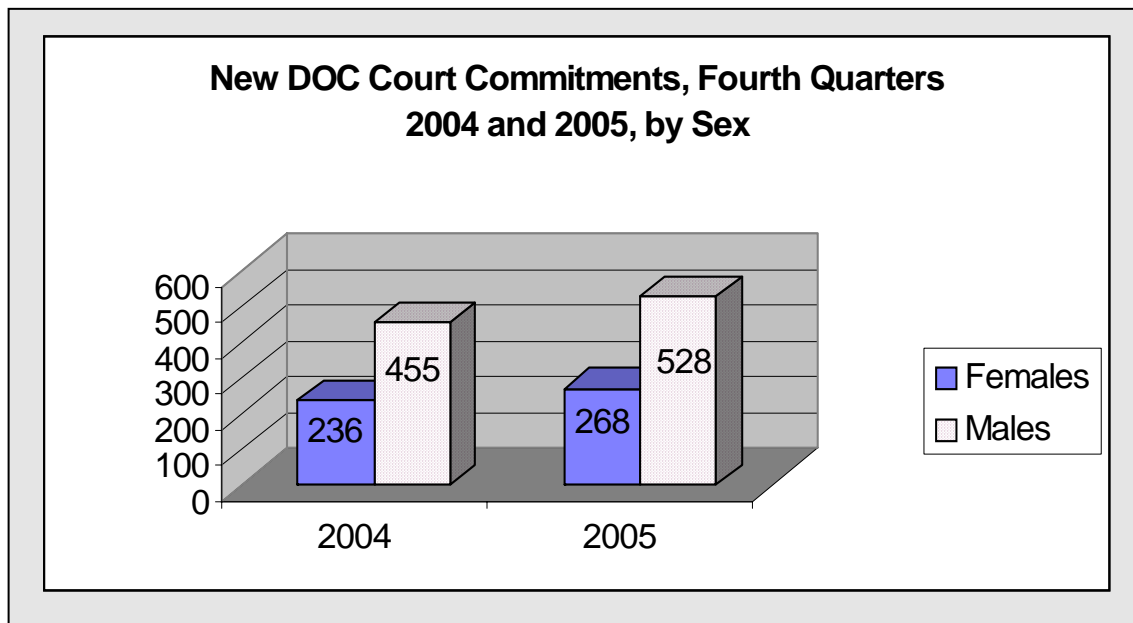
The graph above compares the HOC population for the fourth quarter in 2005 to the fourth quarter in 2004, by month. For October 2005, the HOC population increased by 526 inmates, or four percent, compared to October 2004; in November 2005, the population increased by 691 inmates, or six percent, and in December 2005, the population increased by 607 inmates or five percent.

*Note:* Data for Figure 2 was taken from the end of the month daily count sheet compiled by the Classification Division

**Table 7 provides quarterly statistics on new, criminally sentenced, court commitments to the DOC for the fourth quarters of 2004 and 2005, by sex.** Overall, there was an increase of 105 new court commitments, or 15 percent, for the fourth quarter 2005, in comparison to the number of new court commitments in the fourth quarter 2004, from 691 to 796. Male commitments increased by 73, or 16%, from 455 commitments in the fourth quarter 2004 to 528 commitments in the fourth quarter 2005. Female commitments increased by 32, or 14%, from 236 in the fourth quarter 2004 to 268 commitments in the fourth quarter 2005.

<b>Quarterly DOC New Court Commitment by Sex</b>			
	2004	2005	Difference
Males			
First Quarter	453	517	14%
Second Quarter	477	528	11%
Third Quarter	383	466	22%
Fourth Quarter	455	528	16%
<b>Sub-Total</b>	<b>1,768</b>	<b>2,039</b>	<b>15%</b>
Females			
First Quarter	251	263	5%
Second Quarter	241	290	20%
Third Quarter	223	271	22%
Fourth Quarter	236	268	14%
<b>Sub-total</b>	<b>951</b>	<b>1,092</b>	<b>15%</b>
<b>Total</b>	<b>2,719</b>	<b>3,131</b>	<b>15%</b>

**Figure 3 provides a graphical representation** of the number of new, criminally sentenced court commitments to the DOC during the fourth quarters of 2004 and 2005, by sex.



*Note:* Data for Table 7 and Figure 3 were obtained from the DOC's Inmate Tracking Database and the IMS Database